



PUBLIC NOTICE

Federal Communications Commission
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86-285/

Before the
Federal Communications Commission
Washington, D.C. 20554

PUBLIC NOTICE

Released: June 04, 2001

FEE DECISIONS OF THE MANAGING DIRECTOR AVAILABLE TO THE PUBLIC

The Managing Director is responsible for fee decisions in response to requests for waiver or deferral of fees as well as other pleadings associated with the fee collection process. A public notice of these fee decisions is published in the FCC record.

The decisions are placed in General Docket 86-285/ and are available for public inspection. A copy of the decision is also placed in the appropriate docket, if one exists.

The following Managing Director fee decisions are released for public information:

AMNEX, Inc. - Request for waiver of the FY 1999 regulatory fees and the associated penalty for Capital Network System, Inc. **Dismissed** (April 30, 2001). [See Implementation of Section 9 of the Communications Act, 10 FCC Rcd 12759, 12762(1995).]

American Network Exchange, Inc. - Request for waiver of the FY 1999 regulatory fees and the associated penalty. **Granted** (April 27, 2001). [See Implementation of Section 9 of the Communications Act, 10 FCC Rcd 12759, 12762 (1995).]

Antilles Wireless Cable TV Company - Request for deferral of the filing fee submitted in connection with MMDS license applications. **Dismissed** (February 5, 2001). [See Implementation of Section 9 of the Communications Act, 9 FCC Rcd 5333, 5346(1994); recon. granted, 10 FCC Rcd 12759 (1995). See 47 CFR 1.1117(d); Letter to Nextel Communications, Inc. (August 27, 1996), rev. denied, 15 FCC Rcd 3126 (2000).]

Astroline Communications Company L.P. (Hoffman, Martin W., Trustee) - Request for waiver of FY 1999 and FY 2000 regulatory fees for WHCT(TV) at Hartford, CT. **Granted** (April 10, 2001). [See Implementation of Section 9 of the Communications Act, 10 FCC Rcd 12759, 12762 (1995).]

Autotote Corporation - Request for waiver of late charge penalty for the late payment of FY 2000 regulatory fees. **Denied** (April 26, 2001).

Beckerer and ON-Site Communications - Request for waiver of regulatory fees associated with a MHz pager license through ON-Site Communications. **Dismissed** (April 10, 2001).

Bestline Communications, L.P. - Request for waiver of the penalty for the late payment of regulatory fees. **Denied** (March 7, 2001).

Blackduck Telephone Company and Arvig Telephone Company - Request for waiver of the filing fee required for the waiver of the definition of a study area set forth in Part 36 of the Commission's rules and other related requirements. **Denied** (March 2, 2001).

Buford Media Group, L.L.C. - Request for waiver of the late charge penalty for late payment of the FY 2000 regulatory fees. **Denied** (April 27, 2001). [See Assessment and Collection of Regulatory Fees for Fiscal Year 2000, 15 FCC Rcd 14478, 14496 ¶ 45.]

Capsule Communications, Inc. fka US Wats, Inc. - Request for waiver of the late charge penalty for late payment of FY 1996 and 1997 regulatory fees. **Denied** (March 13, 2001).

CellNet Data Systems, Inc. - Petition for waiver and refund of application filing fees submitted in connection with applications for transfer of control of Part 101 station authorizations. **Granted** (March 19, 2001). [See Establishment of a Fee Collection Program to Implement the Provisions of the Consolidated Omnibus Budget Reconciliation Act of 1985, 2 FCC Rcd 3558, 3572-73(1990). See MobileMedia Corporation, 14 FCC Rcd 8017, 8027(1999); see also Implementation of Section 9 of the Communications Act, 10 FCC Rcd 12759, 12762(1995).]

Central Broadcasting Corporation - Request for reduction of the FY 1999 regulatory fee for Station WUPR-AM. **Denied** (April 27, 2001). [See 47 USC §159(d); 47 C.F.R. §1.1166; see also Implementation of Section 9 of the Communications Act, Assessment and Collection of Regulatory Fees for the 1994 Fiscal Year, Report and Order, 9 FCC Rcd 5333, 5344 (1994), on recon., Memorandum Opinion and Order, 10 FCC Rcd 12759, ¶ 12(1995). See Implementation of Section 9 of the Communications Act, 9 FCC Rcd 5333, 5346 (1994), on recon, 10 FCC Rcd 12759 (1995). See Assessment and Collection of Regulatory Fees for Fiscal Year 1999, Report and Order, FCC 99-146 (adopted: June 11, 1999, released: June 18, 1999), Attachment F, ¶ 18 (1999 Regulatory Fee Order).]

Cosmos Broadcasting Corporation - Request for refund of filing fees on behalf of Cosmos Broadcasting Corporation, licensee of TV STL KIX-79 and TV Intercity Relays WHS-271 and WLD-547. **Denied** (February 5, 2001). [See Streamlining the Commission's Antenna Structure Clearance Procedure, FCC 00-76, ¶ 8, n.39 (Mar. 8, 2000). See 47 C.F.R. §1.1102(41)(a).]

Daniels, Thomas B. - WJNI(FM) - Request for verification of the correctness of FY 1999 regulatory fees for WJNI(FM). **Responded** (February 7, 2001).

Davis, Lester L. - Request for refund of a filing fee submitted in connection with an application for Amateur Radio vanity call letters. **Granted** (March 7, 2001). [See 47 C.F.R. §1.1102. See 47 C.F.R. §1.1152, Note 1.]

Dayton Communications of Pensacola, Inc. - Request for waiver and refund of the FY 2000 regulatory fee for WPFL(FM) at Century, FL. **Denied** (March 7, 2001).

DirectNet Telecommunications - Request for waiver of the FY 1999 regulatory fee and associated penalty. **Dismissed** (April 26, 2001). [See Implementation of Section 9 of the Communications Act, 9 FCC Rcd 5333, 5346 (1994), on recon. granted, 10 FCC Rcd 12759 (1995).]

Eagle Bluff Enterprises - Request for waiver of FY 2000 regulatory fees for KBMV(AM) at Birch Tree, MO. **Granted** (April 12, 2001). Request for waiver of FY 2000 regulatory fees for KBMV-FM) at Birch Tree, MO. **Denied** (April 12, 2001). [See Implementation of Section 9 of the Communications Act, 10 FCC Rcd 12759, 12762 ¶ 15 (1995).]

Ellington Broadcasting - Request for waiver of FY 2000 regulatory fees for WEBU-LP at Webb, MS, WHCQ-LP at Cleveland, MS, and WPRQ-LP at Clarksdale, MS. **Granted** (April 10, 2001). [See Implementation of Section 9 of the Communications Act, 9 FCC Rcd 5333, 5346 (1994), on recon. granted, 10 FCC Rcd 12759 (1995).]

EqualNet Corporation - Request for waiver of FY 2000 regulatory fees. **Granted** (April 27, 2001). [See Implementation of Section 9 of the Communications Act, 10 FCC Rcd 12759, 12762 (1995).]

Gee Communications - Request for the waiver of late charge penalty for late payment of FY 1999 regulatory fees for WXGI AM 950. **Denied** (March 19, 2001).

Green TV Corporations - Request for the waiver and reduction of FY 1998 regulatory fees for KSBS(TV) at Steamboat Springs, CO. **Dismissed** (March 13, 2001).

Holder Accounting Firm - Request for waiver of FY 2000 regulatory fees for FM station WFXO at Iuka, MS. **Dismissed** (April 12, 2001). [See Implementation of Section 9 of the Communications Act, 9 FCC Rcd 5333, 5346 (1994); recon. granted, 10 FCC Rcd 12759, 12762 (1995).]

Insight Communications Company, L.P. - Request for waiver of the late charge penalty for late payment of the FY 2000 regulatory fees. **Denied** (March 7, 2001).

KBUG, Inc. - Request for the waiver and refund of the FY 2000 regulatory fees for KBUG-AM, formerly KONO-AM, at Honolulu, HI. **Granted** (April 12, 2001). [See Implementation of Section 9 of the Communication Act, 10 FCC Rcd 12759, 12762 ¶ 15 (1995).]

King Broadcasting Company, Inc. - Request for waiver and reduction of FY 1999 regulatory fees for station KBIM-FM at Roswell, NM. **Denied** (April 27, 2001). [See Implementation of Section 9 of the Communications Act, 9 FCC Rcd 5333, 5346 (1994); recon. granted, 10 FCC Rcd 12759, (1995).]

KMRC - Request for waiver of FY 2000 regulatory fees for KMRC-AM at Morgan City, LA. **Denied** (March 7, 2001). [See Assessment and Collection of Regulatory Fees for Fiscal Year 2000, 15 FCC Rcd 14478, 14544 (2000).]

KOFI AM/FM - Request for waiver of the late charge penalty for late payment of FY 2000 regulatory fees for KOFI AM/FM at Kalispell, MT. **Denied** (March 7, 2001).

Kortes Communications, Inc. - Request for waiver of the FY 1999 regulatory fee and associated penalty. **Dismissed** (April 27, 2001). [See Implementation of Section 9 of the Communications Act, 9 FCC Rcd 5333, 5346 (1994); recon. granted, 10 FCC Rcd 12759, (1995).]

KTAL-FM (KCMC, Inc.) - Request for waiver of the late charge penalty imposed for FY 1999 regulatory fees. **Granted** (February 7, 2001).

KUIK Radio - Request for waiver of FY 2000 regulatory fees for KUIK at Hillsboro, OR. **Denied** (February 5, 2001). [See Assessment and Collection of Regulatory Fees for Fiscal Year 2000, 15 FCC Rcd 14478, 14544 (2000).]

KWTY-FM - Request for waiver of the FY 2000 regulatory fees for FM station KWTY at Cartago, CA. **Granted** (April 27, 2001). [See Implementation of Section 9 of the Communications Act, 9 FCC Rcd 5333, 5346 (1994); recon. granted, 10 FCC Rcd 12759, (1995).]

L.B. Radio Corporation WYCK-AM - Request for waiver of FY 1997 regulatory fees for KYCK-AM. **Denied** (February 5, 2001). [See Implementation of Section 9 of the Communications Act, 10 FCC Rcd 12759, 12762 (1995). See Assessment and Collection of Regulatory Fees for Fiscal Year 1997, 12 FCC Rcd 17161, 17194-95 (1997).]

Leech Lake Television Corporation - Request for waiver FY 2000 regulatory fees for K67BZ, K69CP, and K65DT. **Granted** (April 10, 2001).

McLain, Johnny A. - Request for waiver of the late charge penalty imposed for late payment of the FY 1999 regulatory fees. **Denied** (March 19, 2001). [See 47 USC §159(c); 47 CFR §1.1164(b).]

Main Street Broadcasting, Inc. - Request for waiver and refund of the FY 2000 regulatory fees for Station KMSR(FM) at Sauk Centre, MN. **Granted** (April 12, 2001). [See Implementation of Section 9 of the Communications Act, 10 FCC Rcd 12759, 12762 ¶ 15 (1995).]

Matos, Aureo and Juan Carlos - Request for reduction of the FY 2000 regulatory fees for Station WXZX(FM) at Culebra, PR. **Granted** (April 12, 2001).

MCI Telecommunications Corporation - Request for refund of the fees filed in connection with certain transfer of control applications. **Denied** (April 26, 2001). [See Conference Report to Accompany H.R. No. 386, 101st Cong., 1st Sess. 20-28 (1989); reprinted in the Congressional Record of Nov. 21, 1989 at page H9333 (Conference Report). See Establishment of a Fee Collection Program to Implement the Omnibus Budget Act of 1989, 3 FCC Rcd 5987 (1988). See Establishment of a Fee Collection Program to Implement the Provisions of the Consolidated Omnibus Budget Act of 1985, 2 FCC Rcd 947, 949 (1987).]

Media Properties, Ltd - Request for waiver of the FY 1999 regulatory fees for Station KITE(FM) at Kerryville, TX. **Granted** (February 5, 2001). [See Implementation of Section 9 of the Communications Act, 10 FCC Rcd 12759, 12762 ¶ 14 (1995).]

Mesa Broadcasting Company - Request for refund of FY 2000 regulatory fees for FM Translator Stations K252BP at Mesa, CO, K292CY at Rifle/Anvil Point, CO, K296AK at Montrose, CO, K249BX at East Salt Creek, CO, and K296AX at Moab, UT. **Denied** (February 7, 2001). [See Implementation of Section 9 of the Communications Act, FCC 95-257, ¶ 16, released June 22, 1995.]

Metrocall, Inc. - Request for refund of filing fees submitted in connection with applications for transfer of control involving wireless telecommunications services. **Granted** (April 26, 2001).

Neuhoff, Jr., John - Request for waiver of the FY 1999 regulatory fee for station KMGX(FM) now KNHT at Rio Del, CA. **Denied** (April 17, 2001). [See Public Notice dated August 2, 1999 entitled "FY 1999 Mass Media Regulatory Fees". See 47 USC §159(d). See Report and Order In re Implementation of Section 9 of the Communications Act, 9 FCC Rcd 5333, 5346 at ¶ 35 (June 8, 1994). See Memorandum Opinion and Order, In re Implementation of Section 9 of the Communications Act, 10 FCC Rcd 12759, at ¶¶ 13 and 15 (June 22, 1995).]

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New East Communications, Inc. - Request for waiver of the late charge penalty for late payment of the FY 1999 regulatory fees for WCZI-FM at Greenville, NC. **Granted** (March 7, 2001).

North Country Broadcasting - Request for review and refund of regulatory fees for FY 1999 and FY 2000 for Station KCRK FM at Coleville, WA. **Granted** (February 5, 2001).

OnSat Network Communications, Inc. - Request for waiver of fees for 700 remote earth stations. **Granted** (April 16, 2001). [See 47 U.S.C. §158(d)(2).]

Pearl Broadcast Corporation dba KCCF Radio - Request for waiver of FY 1999 regulatory fees for KCCF Radio. **Granted** (April 12, 2001). [See 47 C.F.R. §1.1162(c).]

Pittman Broadcasting Services, Inc. - Request for waiver and refund of FY 2000 regulatory fees for Station KAOK-FM at De Ridder, LA. **Granted** (April 10, 2001). [See Implementation of Section 9 of the Communications Act, 10 FCC Rcd 12759, 12762 ¶ 15 (1995).]

QUALCOMM Incorporated - Request for refund of the FY 2000 regulatory fees submitted by Nixon Peabody LLP on behalf of QUALCOMM Incorporated. **Granted** (April 10, 2001). [See 47 C.F.R. §1.1160(a)(1).]

Renda Broadcasting Corporation - Request for waiver of the late charge penalty for late payment of the FY 1998 regulatory fees. **Granted** (February 5, 2001). [See 47 C.F.R. §1.1164.]

Roseville Telephone Company - Request for waiver of filing fees in connection with its filing of Tariff Transmittal No. 59 to Tariff F.C.C. No. 1. **Granted** (February 7, 2001). [See 47 C.F.R. §1.1109(d).]

Ruby Mountain Broadcasting Company - Petition for reduction of the FY 2000 regulatory fees for KENV(TV) at Elko, NV. **Granted** (March 7, 2001). [See Implementation of Section 9 of the Communications Act, 10 FCC Rcd 12759, 12763 (1995). See 2000 Television & Cable Factbook.]

San Carlos Cablevision - Request for waiver or reduction the FY 2000 regulatory fees. **Denied** (April 27, 2001). [See 47 C.F.R. §1.1162(b). See Implementation of Section 9 of the Communications Act, 9 FCC Rcd 5333, 5334 (1994), recon. granted, 10 FCC Rcd 12759, 12761-62 (1995).]

Sangre de Cristo Broadcasting - Request for review and refund of FY 1997 regulatory fees for KNMX-AM at Las Vegas, NM. **Granted** (February 5, 2001).

Siga Broadcasting Corporation - Request for waiver and refund of the late charge penalty for late payment of the FY 1999 regulatory fee for KTMR-AM. **Denied** (March 7, 2001).

Source One - Request for waiver and return of FY 1998 regulatory fees for Source One Wireless, Inc. and its subsidiary, Source One Wireless II, L.L.C. **Dismissed** (March 7, 2001). [See Implementation of Section 9 of the Communications Act, 9 FCC Rcd 5333, 5346 (1994), recon. granted, 10 FCC Rcd 12759, 12761-62 (1995).]

South Seas Broadcasting, Inc. - Request for waiver and return of FY 2000 regulatory fees for WNUV(AM) at Leone, American Samoa. **Denied** (April 12, 2001). [See Assessment and Collection of Regulatory Fees for Fiscal Year 2000, 15 FCC Rcd 14478, 14496 ¶ 44 (2000).]

Southern Broadcast Corporation of Sarasota - Petitions for reduction of regulatory fees FY 1999 and FY 2000 for WWSB(TV) at Sarasota, FL. **Granted** (March 19, 2001). [See Implementation of Section 9 of the Communications Act, 10 FCC Rcd 12759, 12763 (1995). See Television & Cable Factbook.]

Stannard Radio Management, Inc. - Request for waiver of FY 2000 regulatory fees for KVVP FM at Leesville, LA. **Denied** (March 7, 2001). [See Assessment and Collection of Regulatory Fees for Fiscal Year 2000, 15 FCC Rcd 14478, 14544 (2000).]

Telehub Network Services Corporation - Request for review of the regulatory fees and associated late charge penalty imposed for FY 1999. **Granted** (April 27, 2001).

Two Ocean Broadcasting Company - Petition for reduction of FY 2000 regulatory fees for KJWY(TV) at Jackson, WY. **Granted** (March 7, 2001). [See Implementation of Section 9 of the Communications Act, 10 FCC Rcd 12759, 12763 (1995). See 2000 Television & Cable Factbook.]

US Lec Corp. - Petition for reconsideration of the denial of the request for waiver of the late charge penalty for late payment of FY 1998 regulatory fees. **Denied** (March 7, 2001).

US WEST Communications, Inc. and Rye Telephone Co. – Request for waiver of the filing fee required with their requests for waiver of the definition of a study area set forth in Part 36 of the Commission's rules, the Commission's Detailed Filing Guidelines for Part 36 Study Area, and the Commission's price cap rules. **Denied** (March 19, 2001). [See Conference Report To Accompany H.R. No. 386, 101st Cong., 1st Sess. 20-28 (1989); reprinted in the Congressional Record of Nov. 21, 1989 at page H9333 (Conference Report). See Amendment of the Schedule of Application Fees Set Forth in Sections 1.1102 Through 1.1107 of the Commission's Rules, Gen. Docket No. 86-285, Order, 13 FCC Rcd 13614 (1998). See Establishment of a Fee Collection Program to Implement the Omnibus Budget Act of 1989, 5 FCC Rcd 3558 (1990), recon. in part, 6 FCC Rcd 5919, 5924 (1991). See 47 U.S.C. § 158(d)(2); see also 47 C.F.R. § 1.1117(a). See Fee Decisions of the Managing Director, 7 FCC Rcd 4708, 4718 (1992); Fee Collection Order; Establishment of a Fee Collection Program to Implement the Omnibus Budget Act of 1989, 2 FCC Rcd 947, (citing Conference Report at 423).]

Umpqua River Broadcasters, LLC – Request for reduction of FY 1999 regulatory fees for FM Station KJMX at Reedsport, OR. **Denied** (April 26, 2001).

V.I. Stereo Communications Corp - Request for waiver of the FY 1999 regulatory fees for WVIS(FM) at Christiansted, St. Croix, USVI. **Responded** (April 12, 2001).

V.I. Stereo Communications Corp - Request for deferment and waiver of the FY 1999 regulatory fees for WVIS(FM) at Christiansted, St. Croix, USVI. **Responded** (April 12, 2001).

Viking Communications, Inc. - Request for waiver and return of FY 1999 regulatory fees for low power station WRIW-LP at Providence, RI. **Dismissed** (April 26, 2001). [See Implementation of Section 9 of the Communications Act, 9 FCC Rcd 5333, 5346 (1994), recon. granted, 10 FCC Rcd 12759, 12761-62 (1995).]

Waimea Broadcasting, Inc. - Request for verification that no regulatory fee is due for FY 1999 for KAGB(FM). **Responded** (February 7, 2001).

WEZG(FM) - Govan, Eaton P. - Request for waiver of regulatory fees for FY 1994, 1995, and 1998. **Dismissed** (April 26, 2001). [See 47 C.F.R. § 1.1166(c). See 47 U.S.C. § 159(c)(2).] Request for waiver of regulatory fees for FY 1997. **Dismissed** (April 26, 2001). Request for waiver of late penalties. **Denied** (April 26, 2001). [See 47 U.S.C. § 159(c)(2).]

WLLY-AM – Lamm, James D. – Request for waiver (and refund) of FY 2000 regulatory fees for AM radio station WLLY at Wilson, NC. **Dismissed** (April 10, 2001). [See Implementation of Section 9 of the Communications Act, 9 FCC Rcd 5333, 5346 (1994), recon. granted, 10 FCC Rcd 12759, 12761-62 (1995).]

WNRK-AM – Request for waiver of FY 2000 regulatory fees for AM radio station WNRK at Newark, DE. **Denied** (February 5, 2001). [See Assessment and Collection of Regulatory Fees for Fiscal Year 2000, 15 FCC Rcd 14478, 14544 (2000).]

World Television of Washington, LLC – Request for reduction of FY 2000 regulatory fees for KBCB(TV) at Bellingham, WA. **Granted** (February 8, 2001). [See Implementation of Section 9 of the Communications Act, 10 FCC Rcd 12759, 12763 (1995). See FY 2000 Television & Cable Factbook.]

Woolstone Corporation – Request for waiver and refund of FY 1999 and FY 2000 regulatory fees for Channel 283A at Aurora, NC. **Granted** (February 8, 2001). [See 47 C.F.R. § 73.3598(b)(ii). See Letter of Linda Blair, Chief Audio Services Division, Mass Media Bureau dated October 23, 2000.]

WSLM-AM (Martin, Don H.) – Request for review and refund of FY 1997 regulatory fees for WSLM-AM at Salem, IN. **Granted** (February 5, 2001).

WXEW Radio Victoria, Inc. – Request for refund of fees submitted in connection with an application for Station WXEW(AM) at Yabucoa, PR. **Granted** (April 26, 2001). [See 47 C.F.R. § 1.1113(a)(4).]

Yanney, Leroy J. – Request for waiver of the filing fee submitted in connection with a request for an extension of time for completion of the Commission's construction requirements for Station WPFF767. **Dismissed** (April 26, 2001).

NOTE: ANY QUESTIONS REGARDING THIS REPORT SHOULD BE DIRECTED TO THE REVENUE & RECEIVABLES OPERATIONS GROUP AT (202) 418-1995.